



DAVID E. JANSSEN  
Chief Administrative Officer

County of Los Angeles  
**CHIEF ADMINISTRATIVE OFFICE**

713 KENNETH HAHN HALL OF ADMINISTRATION • LOS ANGELES, CALIFORNIA 90012  
(213) 974-1101

July 13, 2001

To: Supervisor Michael D. Antonovich, Mayor  
Supervisor Gloria Molina  
Supervisor Yvonne Brathwaite Burke  
Supervisor Zev Yaroslavsky  
Supervisor Don Knabe

From: David E. Janssen   
Chief Administrative Officer

Board of Supervisors

GLORIA MOLINA  
First District

YVONNE BRATHWAITE BURKE  
Second District

ZEV YAROSLAVSKY  
Third District

DON KNABE  
Fourth District

MICHAEL D. ANTONOVICH  
Fifth District

**STATE LEGISLATIVE UPDATE**

**State Budget Conference Committee Report No. 14**

The Director of the California Department of Social Services (CDSS), Rita Saenz, sent the attached letter to all county welfare directors informing them that if the State Budget is not enacted in the next few weeks, California's Constitution prohibits payments from State or Federal funds for programs that are not mandated by Federal law, such as CalWORKs, Adult Protective Services, Cash Assistance Program for Immigrants (CAPI), Kin-Gap, and State-only Foster Care programs. The County's monthly disbursement would be \$132.7 million. While CalWORKs falls under the federal TANF program, it is a State program subject to the State's annual budget. State law requires counties to administer the CalWORKs program, even if CDSS cannot legally allocate funds to do so. Therefore, counties must continue to provide benefit payments, required work activities, and supportive services to CalWORKs recipients.

Ms. Saenz further warns that any reductions to the current proposed spending plan will jeopardize recent gains in child welfare services and foster care. Our Sacramento representatives will continue to monitor this issue and others relating to the State Budget.

**Status of County Interest Legislation**

**County-supported AB 56 (Hertzberg)**, which would enact the Voting Modernization Bond Act of 2002 authorizing \$300 million in State General Obligation Bonds to assist counties in purchasing updated voting systems, passed out of the Senate Elections and Reapportionment Committee on July 11 and now goes to the Senate Appropriations Committee.



**County-supported AB 59 (Cedillo)**, which, contingent upon funding in the annual Budget Act, would deem any child enrolled in specified programs to be eligible for the Medi-Cal or Healthy Families programs, passed the Senate Insurance Committee on July 11, 2001 and is awaiting a hearing in the Senate Appropriations Committee.

**County-opposed unless amended AB 81 (Migden)**, which was passed by the Senate Committee on Revenue and Taxation on Wednesday. The vote was: AYES—Senators Scott (Ch.), Bowen, Burton, and Alpert and NOES—None.

The County's testimony opposing the bill unless it is amended was joined by Contra Costa County, CalTax, and a number of private energy firms. The County's opposition is focused on two issues: the allocation of the property tax revenues once the State Board of Equalization takes over the assessment of electrical power facilities and the substantial administrative cost burden due to the unfunded mandate to create a new property tax allocation system in the County.

Senator Dede Alpert (D, San Diego) expressed support for the County's position during the hearing, and only agreed to vote in favor of the bill after receiving assurances from the author that the "county issue" would be corrected before the bill is heard in Senate Appropriations Committee. Senate Appropriations is the next stop for AB 81, and that Committee is chaired by Senator Alpert.

**County-supported AB 86 (Cardenas)**, which repeals the sunset date on the Schiff-Cardenas Crime Prevention Act of 2000, was amended on July 5, 2001 to include Principal Coauthors from both the Senate and the Assembly. AB 86 was placed on the Senate Appropriations Committee Suspense File on July 9, 2001.

**County-supported AB 92 (Chavez)**, which would extend the sunset date from January 2002 to January 2007, for the County's limited liability on transporting imported water in soft bottomed flood control channels passed out of the Senate Judiciary Committee on July 20, 2001. It is currently in the Senate Appropriations Committee awaiting a hearing.

**County-opposed AB 196 (Correa)**, which would provide a disability retirement presumption for development of a blood-borne infectious disease to specified safety members, firefighters, and law enforcement employees of 1937 Act Counties, passed out of the Senate Labor and Industrial Relations Committee on July 11 and now goes to the Senate Appropriations Committee.

**County-sponsored AB 280 (Pacheco)**, which would increase the number of voters in a precinct from 1,000 to 1,250 in counties with a population of one million or more, subject

to specified conditions, passed out of the Senate Elections and Reapportionment Committee on July 11 and now goes to the Senate Appropriations Committee.

**County-supported AB 334 (Steinberg)**, which makes various changes in community-based mental health treatment programs, passed the Senate Health and Human Services Committee on July 11, 2001, and is awaiting a hearing in the Senate Appropriations Committee.

**County-supported AB 686 (Hertzberg and Thomson)**, which requires the State Emergency Medical Services Authority to ensure that local emergency medical services agencies are provided sufficient time to provide guidance or training to personnel before the effective date of implementing a trauma plan, passed the Senate Health and Human Services Committee, and is awaiting a hearing in the Senate Appropriations Committee.

**County-supported AB 690 (Wesson)**, which would prohibit a candidate, committee, or other organization from expending campaign funds to pay for telephone calls that advocate support of or opposition to a candidate, ballot measure, or both, unless during the course of each call, the name of the organization that authorized or paid for the call is disclosed, passed out of the Senate Elections and Reapportionment Committee with amendments that tighten some of the bill's provisions concerning payments to telephone solicitors and now goes to the Senate Appropriations Committee. As reported previously, **SB 3 (Brulte)**, another County-supported bill on the same subject, passed out of the Assembly Election and Reapportionment Committee on July 3 with the provision that the differences between the two bills be resolved.

**County-supported AB 1070 (Pavely)**, which would facilitate the designation of Malibu Canyon/Las Virgenes Road as a County Scenic Highway within the State's scenic highway system, passed out of the Senate Transportation Committee on July 10, 2001 and will go to the Senate Appropriations Committee.

**County-supported AB 1424 (Thomson)**, which makes various changes relating to involuntary commitments in the Lanterman-Petris-Short Act, including the expansion of family involvement, passed the Senate Health and Human Services Committee on July 11, 2001, and now proceeds to the Senate Appropriations Committee.

**County-supported SB 224 (Speier)**, which creates the California Breast and Cervical Cancer Treatment Program for uninsured and underinsured women with family incomes up to 250 percent of the federal poverty level, passed the Assembly Health Committee on July 10, 2001 and now proceeds to the Assembly Appropriations Committee.

**County-supported SB 308 (Escutia)**, which requires the State Superintendent of Public Instruction to develop a plan to provide child care and developmental services to all eligible children by January 1, 2003, passed the Assembly Human Services Committee on July 10, 2001, and is awaiting a hearing in the Assembly Appropriations Committee.

**County-opposed SB 383 (Burton)**, which requires mandatory binding arbitration of disputes between physician and dentist employees and the County of Los Angeles, passed out of the Assembly Committee on Public Employees, Retirement and Social Security on July 11, and is now on the Assembly Floor.

**County-supported SB 390 (Escutia)**, which requires the State Department of Education to develop a California Child Care and Development Master Plan by January 1, 2003, passed the Assembly Human Services Committee on July 10, 2001, and is awaiting a hearing in the Assembly Appropriations Committee.

**County-opposed SB 424 (Burton)**, which creates a workers' compensation presumption for injury or impairment of the lower back for certain law enforcement personnel, passed out of the Assembly Appropriations Committee on July 11. On July 12, it was placed in the Assembly Appropriations Suspense File.

**County-supported SB 620 (Ortiz)**, which requires the State Department of Mental Health to develop a comprehensive Statewide plan on the prevention of suicide, passed the Assembly Health Committee on July 10, 2001, and now proceeds to the Assembly Appropriations Committee.

**County-supported SB 760 (Murray)**, which establishes the California Health Service Corps State Loan Repayment Program to repay loans for health professionals who work in medically underserved areas, passed the Assembly Health Committee on July 10, 2001 and is awaiting a hearing in the Assembly Appropriations Committee.

**County-supported SB 785 (Ortiz)**, which makes conforming changes to the Healthy Families Program's enabling statutes to implement parental coverage, passed the Assembly Health Committee on July 10, 2001, and now proceeds to the Assembly Appropriations Committee.

**County-supported SB 833 (Ortiz)**, which simplifies and streamlines the rules and regulations of the Medi-Cal program, passed the Assembly Health Committee on July 10, 2001, and now proceeds to the Assembly Appropriations Committee.

Each Supervisor  
July 13, 2001  
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**County-supported SB 841 (Alpert)**, which requires the State Department of Social Services to establish a foster youth training institute to provide technical assistance to counties which offer early emancipation support services, passed the Assembly Human Services Committee on July 10, 2001 and is awaiting a hearing in the Assembly Appropriations Committee.

**County-opposed SB 1027 (Romero)**, which prohibits compulsory overtime for nurses and other health care employees, including those employed by a public entity, after the conclusion of their daily work schedule and after 40 hours in a workweek, except during a state of emergency, passed out of the Assembly Labor and Employment Committee on July 11 and now goes to the Assembly Appropriations Committee.

**County-opposed SB 1176 (Burton)**, which expands the categories of safety members who would be eligible to claim that cancer is job-related for workers' compensation purposes to include safety police, district attorney investigators, and custodial officers in jails, passed out of the Assembly Insurance Committee on July 11 and now goes to the Assembly Floor.

We will keep you advised.

DEJ:GK  
IGR:md

Attachment

c:     Executive Officer, Board of Supervisors  
       County Counsel  
       All Department Heads  
       Legislative Strategist  
       Coalition of County Unions  
       California Contract Cities Association  
       Independent Cities Association  
       League of California Cities  
       City Managers Associations  
       Buddy Program Participants

**DEPARTMENT OF SOCIAL SERVICES**

July 11, 2001

(Individually addressed to County Welfare Directors)

Dear \_\_\_\_\_:

The purpose of this letter is to provide information and direction to you concerning the impact on programs supervised by the California Department of Social Services (CDSS) and administered by county welfare departments should a budget not be enacted in the next few weeks.

The Department has carefully reviewed the impact of a late state budget and we conclude that the state constitution prohibits the advancing of any state and federal funds for programs that are not mandated by federal law. For programs mandated by federal law, such as Child Welfare Services and federal Foster Care, state and federal funds, including funds for administration, will continue to be provided in the absence of a state budget. For programs that are not mandated by federal law, such as CalWORKs, Adult Protective Services and the Cash Assistance Program for Immigrants, no state or federal funds can be provided in the absence of a state budget.

In the AFDC program, state and federal funds were provided even in the absence of a budget because the program was a federal mandate. However, the enactment of the federal Temporary Assistance for Needy Families program (TANF) ended the AFDC program and the federal entitlement to benefits under that program. Under TANF, a state's program is subject to the rules that apply to the state's budget process. For that reason, no state or federal funds can be provided for CalWORKs without a budget. However, under the provisions of Section 11207 of the Welfare and Institutions Code, state law provides an independent obligation on the part of the counties to continue administering the CalWORKs program, even though the Department is not legally able to advance the funds. This obligation extends to benefit payments, required work activities and supportive services. Therefore, counties must take all steps necessary to ensure that CalWORKs payments continue to be issued and CalWORKs work activities and supportive services continue to be provided. Further, it is critical that work activities and supportive services be provided since the CalWORKs time clock continues to run for CalWORKs recipients.

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The requirements of Section 11207 also apply to the Kin-GAP and state-only Foster Care programs. Therefore, counties must ensure that assistance payments to recipients in these programs continue to be made as well.

We fully recognize the impact this requirement would have on counties and hope that the budget will be enacted in time to eliminate the need for these steps.

We must also be concerned about the future as we try to address the need for increasing services in a time of decreasing revenues. Any reduction to the current revenue stream will jeopardize recent gains we have made in critical program areas such as child welfare services and foster care. Reduced revenues will also result in substantial losses to our base programs.

We will continue to provide you information concerning budget developments and further direction concerning program implementation as it is needed.

Sincerely,

RITA SAENZ  
Director

**CALIFORNIA DEPARTMENT OF SOCIAL SERVICES**  
**NEXT SCHEDULED MONTHLY LOCAL ASSISTANCE DISBURSEMENT**  
**IN REFERENCE TO W&I CODE 11207**  
**July 12, 2001**

County	CalWORKs Assistance Federal	CalWORKs Assistance State	CalWORKs Kin- GAP (Assist) Federal	CalWORKs Kin- GAP (Assist) State	Foster Care Assistance State	CalWORKs Admin & Svcs * Federal	CalWORKs Admin & Svcs * State	CalWORKs Sub Abuse/Mnt Hlth State	Fed
ALAMEDA	354,500	8,402,700	0	0	684,200	5,043,900	393,800	154,845	\$
ALPINE	400	10,000	0	0	2,200	23,100	1,900	1,836	
AMADOR	4,000	94,500	0	0	8,500	48,100	2,500	2,406	
BUTTE	87,800	2,081,100	19,900	5,300	87,800	987,200	48,900	48,821	
CALAVERAS	7,700	182,400	2,800	0	18,500	82,500	8,500	0	
COLUSA	3,500	84,000	0	0	9,000	72,200	6,200	2,398	
CONTRA COSTA	154,000	3,850,900	9,700	2,300	284,900	2,827,100	232,700	105,774	
DEL NORTE	14,900	353,900	300	100	19,300	143,800	7,700	0	
EL DORADO	18,400	388,400	2,400	800	38,500	326,300	27,400	12,613	
FRESNO	482,100	10,951,800	44,700	10,800	369,000	3,182,900	286,900	152,850	
GLENN	10,300	243,000	1,700	0	8,500	161,500	14,800	7,054	
HUMBOLDT	48,800	1,104,900	2,800	700	30,800	483,200	45,700	24,885	
IMPERIAL	74,500	1,764,900	0	0	45,100	504,800	24,400	34,937	
INYO	3,200	76,800	800	0	8,300	70,800	4,200	2,575	
KERN	323,900	7,678,500	30,300	8,000	282,800	2,972,300	259,600	119,180	
KINGS	43,800	1,036,800	800	200	27,500	436,700	33,600	20,243	
LAKE	31,200	739,300	2,300	500	37,200	313,492	27,900	16,244	
LASSEN	9,500	225,300	1,200	0	25,300	89,200	7,300	7,909	
LOS ANGELES	3,967,700	94,037,600	1,731,000	451,850	4,317,600	24,479,900	2,539,500	1,196,844	
MADERA	60,200	1,426,500	0	0	32,300	399,200	29,500	21,980	
MARIN	12,100	286,300	0	0	34,300	272,300	25,000	8,087	
MARIPOSA	3,500	82,400	0	0	1,800	58,100	5,200	6,452	
MENDOCINO	28,800	885,100	1,800	0	52,200	330,800	31,700	16,365	
MERCED	124,600	2,953,500	2,100	650	76,800	1,328,700	84,400	83,890	
MODOC	3,500	83,500	0	0	8,500	54,800	2,700	4,252	
MONO	1,000	23,800	0	0	2,100	44,600	2,100	1,836	
MONTEREY	85,800	2,034,700	2,300	800	71,800	731,700	36,390	30,417	
NAPA	7,700	182,000	100	1,000	28,100	208,500	18,000	8,279	
NEVADA	8,700	208,800	600	150	17,200	163,500	8,000	7,894	
ORANGE	343,700	8,144,900	100,000	500	523,300	5,398,300	514,100	204,448	
PLACER	21,400	508,100	5,800	1,600	89,900	734,200	35,700	19,372	
PLUMAS	3,400	79,800	1,200	300	11,000	73,400	3,600	4,870	
RIVERSIDE	362,800	8,594,400	155,300	36,890	522,700	4,696,800	235,100	154,744	
SACRAMENTO	585,500	13,876,100	72,000	17,100	884,800	8,193,500	624,500	236,152	
SAN BENITO	5,000	190,600	0	0	8,000	89,500	8,000	2,317	
SAN BERNARDINO	687,600	18,295,900	55,200	13,100	781,800	6,734,149	624,700	247,686	
SAN DIEGO	519,100	12,302,600	78,100	18,500	783,500	6,271,700	608,900	210,830	
SAN FRANCISCO	94,100	2,230,700	15,700	3,700	373,700	2,837,600	212,300	81,433	
SAN JOAQUIN	257,700	6,107,800	7,300	2,500	187,400	2,512,600	204,600	101,821	
SAN LUIS OBISPO	30,800	729,100	8,100	1,500	54,800	767,400	58,000	25,118	
SAN MATEO	29,500	698,900	2,300	500	89,700	791,200	85,000	21,337	
SANTA BARBARA	71,700	1,658,400	0	0	43,300	1,006,100	91,100	34,915	
SANTA CLARA	180,500	4,278,400	36,800	8,700	348,100	3,582,800	364,800	125,722	
SANTA CRUZ	32,100	759,800	0	0	44,300	1,011,400	58,700	28,419	
SHASTA	66,900	1,585,700	6,900	1,800	65,200	466,400	23,400	24,370	
SIERRA	580	11,800	0	0	2,800	18,200	800	0	
SISKIYOU	15,200	380,800	0	0	38,500	157,600	7,700	0	
SOLANO	79,300	1,879,200	0	0	81,800	1,296,400	142,900	39,394	
SONOMA	39,400	933,500	4,400	1,100	93,300	1,089,300	102,600	31,290	
STANISLAUS	165,800	3,928,600	5,400	1,800	94,000	1,253,500	69,300	74,175	
SUTTER	20,400	482,400	0	0	31,300	229,854	22,800	9,908	
TEHAMA	22,300	527,800	1,300	400	21,000	238,700	11,600	14,917	
TRINITY	4,400	104,800	0	0	7,300	47,800	2,300	2,750	
TULARE	218,700	5,182,100	78,000	0	188,500	1,382,000	114,300	78,449	
TUOLUMNE	12,400	294,000	0	0	16,600	95,600	8,950	13,843	
VENTURA	93,400	2,213,300	8,300	0	149,200	1,490,917	154,800	43,366	
YOLO	41,700	888,000	1,700	550	70,200	589,400	29,200	23,147	
YUBA	89,800	943,900	0	0	56,700	428,200	37,300	23,897	
<b>Totals</b>	<b>\$ 10,000,000</b>	<b>\$ 237,000,000</b>	<b>\$ 2,500,000</b>	<b>\$ 593,000</b>	<b>\$ 12,200,000</b>	<b>\$ 97,337,612</b>	<b>\$ 8,662,250</b>	<b>\$ 3,859,523</b>	<b>\$</b>

\* Partial Month Disbursement

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**CALIFORNIA DEPARTMENT OF SOCIAL SERVICES  
LOCAL ASSISTANCE DISBURSEMENTS**

July 12, 2001

	PROGRAM	Next Scheduled Payment			Disburse State/Federal Funds without a State Budget?	Recipient Paid or Services Rendered?
		Total \$\$ State/Federal	County Share \$\$	Warrant Release Date		
<b>1</b>	<b>GRANTS</b>					
2	SSI/SSP (Advance to Federal Govt.)	\$ 208,000,000	0	7/6/01	NO	YES (1)
3	California Food Assistance Program (State Only) (Advance to Federal Govt.)	5,086,661	0	7/18/01	NO	YES (1)
4	Adoption Assistance (Federal Mandate Includes State Match)	22,200,000	3,700,000	7/30/01	YES	YES (2)
5	Adoption Assistance (State Only)	3,200,000	1,100,000	7/30/01	NO	NO (4)
6	CalWORKs - Assistance	247,000,000	12,181,000	7/30/01	NO	YES (3)
7	CalWORKs - Kin-GAP (Assistance)	3,093,000	3,093,000	7/30/01	NO	YES (3)
8	Cash Assist Program for Immigrants (CAPI) Assistance (State Only)	6,658,000	0	7/30/01	NO	NO (4)
9	Foster Care Assistance (Federal Mandate Includes State Match)	55,800,000	28,200,000	7/30/01	YES	YES (2)
10	Foster Care Assistance (State Only)	12,200,000	18,300,000	7/30/01	NO	YES (3)
11	Specialized Services - Assistance Dogs	3,200	0	7/30/01	NO	NO (4)
12	In Home Supportive Services (Federal Mandate Includes State Match)	122,000,000	0	DAILY (July Payments)	YES	YES (2)
<b>13</b>	<b>SERVICES/ADMINISTRATION</b>					
14	CalWORKs - Admin & Services, WTW, Cal Learn, Child Care (Federal)	97,337,612	4,684,662	7/20/01	NO	YES (3)
15	CalWORKs - Admin & Services, WTW, Cal Learn, Child Care (State Only)	8,652,250	0	7/20/01	NO	YES (3)
16	CalWORKs - Substance Abuse/Mental Health (State Only)	3,959,623	0	7/20/01	NO	YES (3)
17	Child Welfare Services (Federal Mandate Includes State Match)	51,521,590	5,221,974	7/20/01	YES	YES (2)
18	Community Care Licensing (Federal and State Only)	1,200,000	0	7/20/01	NO	(4)
19	County Administration - CFAP (State Only)	1,000,000	0	7/20/01	NO	(4)
20	County Administration - Food Stamp (Federal Mandate Includes State Match)	34,627,935	4,519,900	7/20/01	YES	YES (2)
21	ILP (Federal)	2,330,000	0	7/20/01	NO	(4)
22	Welfare to Work Match (State Only)	3,500,000	0	7/20/01	NO	(4)
23	Cash Assist Program for Immigrants (CAPI) Admin (State Only)	601,500	0	7/30/01	NO	NO
24	Adoption Services (Federal Mandate Includes State Match)	3,250,300	0	8/3/01	YES	YES (2)
25	Adult Protective Services/Special Circumstances (State Only)	4,340,000	1,430,000	8/3/01	NO	(4)
26	County Administration - Foster Care (Federal Mandate Includes State Match)	3,520,173	453,800	8/3/01	YES	YES (2)
27	In Home Supportive Services - Admin (Federal Mandate Includes State Match)	3,195,000	1,369,000	8/3/01	YES	YES (2)
28	TANF County Probation & Comprehensive Youth Services Act (Federal)	22,724,168	0	8/3/01	NO	(4)
<b>29</b>	<b>OTHER</b>					
30	County Administration - Automation Projects (Federal)	895,912	0	7/31/01	NO	N/A
31	County Administration - Automation Projects (State Only)	540,057	38,048	7/31/01	NO	N/A
<b>32</b>	<b>TOTAL</b>	<b>\$ 928,436,981</b>	<b>\$ 84,301,514</b>			

**Footnotes:**

- (1) The Federal government will pay benefits/provide food coupons and assess interest or penalty fees.
- (2) Programs with Federal mandates must be paid without a budget, including the state match.
- (3) Per W&I Code, Section 11207, Counties must pay full benefit costs and provide required services.
- (4) No statutory requirement to pay benefits or provide services in the absence of a budget.